

**DARBY &  
DARBY**

Professional Corporation

NEW YORK  
805 Third Avenue  
New York, NY 10022  
Tel: 212.527.7700  
Fax: 212.527.7701NEW YORK  
SEATTLE  
WASHINGTON, D.C.  
FRANKFURT**INTELLECTUAL PROPERTY LAW**DATE: January 16, 2007

FILE #: 05432/0204244-USO

FACSIMILE NO.	RECIPIENT AND COMPANY	CONFIRMATION WILL FOLLOW
(571) 273-6500	Refund Branch United States Patent and Trademark Office	No

FROM: Flynn Barrison

E-MAIL: fbarrison@darbylaw.com

PHONE: 212.527-7748

NO. OF PAGES: 3  
(including cover page)

COMMENTS:

**PLEASE RETURN TO JUDI CORDO****\* IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT 212.527.7774**

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE SO THAT WE CAN ARRANGE FOR THE RETRIEVAL OF THIS DOCUMENT AT NO COST TO YOU. THANK YOU.

{



Docket No.: 05432/0204244-US0  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Thomas Ivo Franciscus Herbert Cremers

Application No.: 10/596,348

Confirmation No.: 5528

Filed: July 14, 2006

Art Unit: 3762

For: COMBINATION OF A SEROTONIN REUPTAKE  
INHIBITOR AND A HISTAMINE 3 RECEPTOR  
ANTAGONIST, INVERSE AGONIST OR PARTIAL  
AGONIST

Examiner: Not Yet Assigned

**REQUEST FOR REFUND**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:


Applicants hereby request a refund of the \$200.00 excess claim fee erroneously charged to our Deposit Account No. 04-0100 on December 12, 2006 for the above-identified application. A copy of the Deposit Account Statement received from the United States Patent and Trademark Office for the month of December 2006 is attached.

The application was initially filed on June 9, 2006 with 42 claims. In a Second Submission dated July 14, 2006, the required fee of \$1,100.00 for twenty-two (22) excess dependent claims and \$600.00 for three (3) excess independent claims was paid along with the Examination and Search fees and the Surcharge for the Declaration (total fees paid \$2,430.00).

Accordingly, Applicants respectfully request a refund of \$200.00. Please credit the refund to Deposit Account No. 04-0100 in the name DARBY & DARBY P.C.

Dated: January 16, 2007

Respectfully submitted,

By  *Dianna Goldenson*  
(52,949)  
Dianna Goldenson  
Registration No.: 52,949  
DARBY & DARBY P.C.  
P.O. Box 5257  
New York, New York 10150-5257  
(212) 527-7700  
(212) 527-7701 (Fax)  
Attorneys/Agents For Applicant



## Deposit Account Statement

Page 1 of 2

**United States  
Patent and  
Trademark Office****Deposit Account Statement****Requested Statement Month:**

December 2006

**Deposit Account Number:**

040100

**Name:**

DARBY &amp; DARBY P.C.

**Attention:**

ANGELINA DILULLO

**Address:**

805 THIRD AVENUE

**City:**

NEW YORK

**State:**

NY

**Zip:**

10022-7513

**Country:**

UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
12/12	14	10596348	05432/0204244-US0	1614	\$200.00	\$48,391.1